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Attorney for Defendant

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

BARRY N. KAY & BRYAN J. DODGE,
JR., individually and on behalf of all others
similarly situated,

Plaintiffs,

vs.

COPPER CANE, LLC d/b/a COPPER
CANES WINES & PROVISIONS, a
California corporation,

Defendant.

Case No.: 3:20-cv-04068-RS

**JOINT STIPULATION REQUESTING
EXTENSION OF INITIAL CASE
MANAGEMENT DEADLINES;
ORDER AS MODIFIED BY THE
COURT**

[Fed. R. Civ. P. 6(b)(1)(A)]

Judge: The Honorable Richard Seeborg
Action Filed: June 18, 2020

Pursuant to Local Rule 6-1(b), the parties to this action, by and through their respective Counsel, stipulate and jointly request that this Court extend certain pre-trial deadlines by at least 60 days, or as soon thereafter as is convenient to the Court.

On October 8, 2020, Plaintiffs filed their First Amended Complaint (“FAC”), and Defendant’s response is due October 22, 2020. ECF No. 15. Defendant will respond to the complaint on its due date with a motion to dismiss (“MTD”). The parties request additional time to conduct and prepare their submissions to the initial case management deadlines currently set in this matter in light of the forthcoming MTD, and request an extension of 60 days.

One previous extension of time has been jointly sought and granted in this matter regarding deadlines related to the original complaint. The parties previously requested an extension of all pre-trial deadlines, including Defendant’s deadline to respond to the original complaint, which the Court granted on August 20, 2020. ECF No. 14. No previous extensions have been sought based on the FAC. The only effect of this extension will be to move the Rule 16 conference and its related deadlines. The parties anticipate no other effects.

Event	Current Deadline	New Deadline
Response to FAC	October 22, 2020	Does Not Change
ADR Certification	October 16, 2020	December 15, 2020
Case Management Statement	November 5, 2020	January 14, 2021
Initial Case Management Conference	November 12, 2020	January 21, 2021

IT IS SO STIPULATED.

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1 Dated: October 20, 2020

HOLLAND & KNIGHT LLP

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3 By: _____

Sarah A. Marsey
Attorneys for Defendant

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5 Dated: October 20, 2020

CARLSON LYNCH LLP

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7 By: s/Edwin J. Kilpela

Edwin J. Kilpela
James P. McGraw
Todd D. Carpenter
Attorneys for Plaintiffs

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10 **SIGNATURE ATTESTATION**

11 Pursuant to Northern District of California, Civil Local Rule 5-1(i)(3), the undersigned
12 hereby attests that concurrence in the filing of the present Joint Stipulation has been obtained from
13 each of the other signatories. The undersigned shall maintain records to support this concurrence for
14 subsequent production for the Court, if so ordered, or for inspection upon request by a party, until
15 one year after the final resolution of the action (including appeal, if any).

16 Respectfully submitted,

17 DATED: October 20, 2020

HOLLAND & KNIGHT LLP

18
19 Sarah A. Marsey (SBN 297911)

20 Attorney for Defendant

Holland & Knight LLP
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ORDER

The Court having reviewed the foregoing Joint Stipulation and good cause appearing therefore:

IT IS HEREBY ORDERED that the ADR Certification deadline is continued to December 15, 2020; the Parties' Initial Case Management Statement is due January 14, 2021; and the Initial Case Management Conference is continued to January 21, 2021. All parties shall appear telephonically and must contact Court Conference at (866) 582-6878 at least one week prior to the Conference to arrange their participation.

IT IS SO ORDERED:

Date: 10/20/2020



UNITED STATES DISTRICT COURT JUDGE

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